

Notice of Allowability

Application No.

09/898,606

Applicant(s)

THOMASON, HOWARD

Examiner

Kishor Mayekar

Art Unit

1753

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to April 11, 2005 and the interview of June 8, 2005.
2. ☒ The allowed claim(s) is/are 30-41.
3. ☒ The drawings filed on September 4, 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date July 3, 2001
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date June 8, 2005.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Viola Ange on June 8, 2005.

2. The application has been amended as follows:

In the Specification:

Page 1, in the first paragraph, after the Title,

after "December 11, 1998", insert --, now U.S. Patent No. 6,267,933,--; and

replace "S/N 08/979,641" with --S/N 08/878,641--.

In the Claims:

Cancel non-elected claims 26-29 without prejudice to the filing of a division thereof.

Claim 30, line 3, replace "the an" with --an--;

line 3, delete "according";

line 17, replace "a source fluid" with --the source fluid--;

line 19, replace "an energized fluid" with --the energized fluid--; and

lines 19 and 20, delete "which can provide ... and substance".

Claim 31, line 12, replace "a source fluid" with --the source gasoline--;

line 14, replace "Rf" with --RF--;

line 14, replace "an energized fluid" with --the energized gasoline--; and

lines 14 and 15, delete "which can provide ... and substance".

Claim 32, line 17, replace "a source fluid" with --the source water--;

line 19, replace "an energized fluid" with --the energized water--; and

lines 19 and 20, delete "which can provide ... and substance".

Claim 33, line 18, replace "a source fluid" with --the source fluid--;

line 20, replace "an energized fluid" with --the energized fluid--; and

lines 20 and 21, delete "which can provide ... and substance".

Claim 34, line 18, replace "a source fluid" with --the source fluid--;

line 20, replace "an energized fluid" with --the energized fluid--; and

lines 20 and 21, delete "which can provide ... and substance".

Claim 35, line 1, replace "grasses" with --grass--;

line 2, change "a group" to --the group--;

line 3, delete "Rhodes grass";

lines 3 and 4, delete "Saint Augustine grass";

line 4, delete "Bermuda grass, ... San Love grass"; and

line 5, delete "Gramma green grass".

Claim 36, line 14, replace "a(" with --at--;

line 17, replace "a source fluid" with --the source fluid--;

line 19, replace "an energized fluid" with --the energized fluid--; and

lines 19 and 20, delete "which can provide ... and substance".

Claim 38, line 19, replace "a source fluid" with --the source water--;

line 21, replace "an energized fluid" with --the energized water--; and

lines 21 and 22, delete "which can provide ... and substance".

Claim 39, line 17, replace "a source fluid" with --the source fluid--;

line 19, replace "an energized fluid" with --the energized fluid--; and

lines 19 and 20, delete "which can provide ... and substance".

Claim 40, line 18, replace "a source fluid" with --the fluid--;

line 20, replace "an energized fluid" with --the energized fluid--; and

lines 20 and 21, delete "which can provide ... and substance".

Claim 41, line 19, replace "a source fluid" with --the salt water source--;

line 21, replace "an energized fluid" with --the energized salt water--; and

lines 21 and 22, delete "which can provide ... and substance".

3. The following is an examiner's statement of reasons for allowance: Because the prior art references do not disclose in a method as claimed in claims 30-41 the step of treating of the recited fluid with the recited electrostatic device wherein the at least one antenna emits into the fluid in the fluid conduit the recited combination signal in combination with other recited step(s).

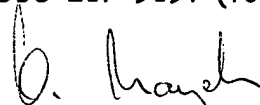
Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kishor Mayekar whose telephone number is (571) 272-1339. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nam Nguyen can be reached on (571) 272-1342. The fax

phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Kishor Mayekar
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